AO 440 (Rev. 12/09) Summons in a Civil Action

UNITED STATES DISTRICT COURT

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for the

| Eastern District of Virginia | Ç |
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| ERIK B. CHERDAK | 2011 MAY 23 P 3: 24 |
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| Plaintiff | CLERK US DISTRICT COURT ALEXANDRIA. VIRGINIA |
| v. |) Civil Action No. 1:11 cv 526 LO/TCB |
| KENNETH COLE PRODUCTIONS, INC. |) |
| Defendant |) |

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) Kenneth Cole Productions, Inc. 603 West 50th Street New York, NY 10019

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Daniel S. Ward

Ward & Ward, PLLC 2020 N Street, NW Washington, DC 20036

(202) 331-8160; (202) 503-1455 fax; dan@wardlawdc.com

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

| | CLERK OF COURT |
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| Date: <u>May</u> , 2011 | Signature of Clerk or Deputy Clerk |